

VERMONT DIRECT SHIPMENT OF VINOUS BEVERAGES TO RETAILER LICENSE IN-STATE and OUT-OF-STATE

Please read the application requirements and license restrictions below to determine whether a direct shipping license is right for your business.

Application Requirements:

In order to obtain a direct shipper permit you must provide the following information with your application.

Application **fee of \$230.00** to be made payable to the Department of Liquor Control.

Valid copy of your manufacturing liquor license from the state in which your winery is located.

License Restrictions:

Ship no more than 100 gallons of vinous beverages per month to any single first or second-class licensee.

Retain a copy of each record of sale for a minimum of five years from the date of shipping.

This license permits the holder, which includes the holder's affiliates, franchises, and subsidiaries, to sell vinous beverages directly to first or second class licensees and deliver the beverages by common carrier or the manufacturer's or rectifier's own vehicles, provided that the beverages are sold on invoice.

The retail shipping license holder shall provide to the **Department of Liquor Control** documentation of the annual and monthly number of gallons sold and the monetary value of the total shipments. These forms can be found on the DLC website. These forms should be sent to the department in January for the previous year.

Pay directly to the **Commissioner of Taxes** the amount of tax on the vinous beverages shipped. Delivery in Vermont by the holder of a license shall be deemed to constitute a sale in Vermont at the place of delivery and shall be subject to all excise and sales taxes levied by the State of Vermont.

Permit the State Treasurer, the Department of Liquor Control, and the Department of Taxes, separately or jointly, upon request to perform an audit of the records of the holder of a license issued under this section.

Be deemed to have consented to jurisdiction of the Department of Liquor Control or any other state agency and the Vermont state courts concerning enforcement of this or other related laws and regulations.

Not have any financial interest either directly or indirectly in a Vermont wholesale dealer or retail dealer, including a first, second or third class license.

Comply with all Department of Liquor Control Laws and Regulations.

A common carrier shall not deliver vinous beverages until it has complied with the provisions of Title 7 V.S.A. Section 239(a) and (b) of this title and be certified by the Department of Liquor Control. No employee of a common carrier shall deliver vinous beverages until that employee completes the training required by Title 7 V.S.A. Section 239(c). Common carriers shall only deliver vinous beverages that have been shipped by the holder of a license issued under Title 7 V.S.A. Section 66.

Direct shipments of vinous beverages are prohibited if they are specifically authorized and in compliance with Title 7 V.S.A. Section 66. Any person who knowingly makes, participates in, imports, or receives such a shipment of vinous beverages from a person who is not licensed as required under Title 7 V.S.A. Section 66 may be fined not more than \$1,000.00 or imprisoned no more than one year, or both.

Any violation under Title 7, V.S.A. Section 66, the Liquor Control Board may suspend or revoke a license, among all other remedies available to the Board.

Contact Information

To learn more about Vermont's Direct Shipping law, please call or email the Department of Liquor Control at 802-828-2339 or visit www.state.vt.us/dlc

Effective May 10, 2006.

Direct to Retailer Shipping License Application for Vinous Beverages

Manufacturer's Only to First and Second Class

Fee: \$230.00

APPROVED

DISAPPROVED

Date: _____

Reason: _____

(for department use only)

License Year: May 1st through April 30th of following year.

☐ Individual ☐ Partnership ☐ Corporation ☐ LLC

CHOOSE ONE OF THE ABOVE OPTIONS

STATE LICENSE TYPE: _____ LICENSE NUMBER: _____

CORPORATION NAME: _____

FEDERAL ID NUMBER: _____ Bus. Ph. No.: _____

NAME: _____
LAST FIRST

MAILING ADDRESS: _____
NO. STREET PO BOX

CITY STATE ZIP

TRADE NAME: _____

BUSINESS LOCATION: _____
NO. STREET

CITY STATE ZIP

INTERNET ADDRESS <http://www.>_____ EMAIL ADDRESS _____

List below or on the back of this form, the names and addresses of the business owners, partners, corporate officers, or LLC members, as appropriate.

Title 7 V.S.A. §66(c) states: A manufacturer or rectifier of vinous beverages that is licensed in-state or out-of-state and holds valid state and federal permits and operates a winery in the United States may apply for a retail shipping license by filing with the department of liquor control an application in a form required by the department accompanied by a copy of their in-state or out of state license and the fee as required by subdivision 231(7)(C) of this title. The retail shipping license may be renewed annually by filing the renewal fee as required by subdivision 231(7)(C) of this title accompanied by the licensee's current in-state or out-of-state manufacturer's license. This license permits the holder, which includes the holder's affiliates, franchises, and subsidiaries, to sell up to 5,000 gallons of vinous beverages a year directly to first or second class licensees and deliver the beverages by common carrier or the manufacturer's or rectifier's own vehicles, provided that the beverages are sold on invoice, and no more than 100 gallons per month are sold to any single first or second class licensee.

By filing this application, I consent to jurisdiction of the Department of Liquor Control or any other state agency and the Vermont state courts concerning enforcement of this or other related laws and regulations and I agree to operate in Vermont under the requirements of Title 7 and all other applicable Vermont Laws and Regulations.

By signing this, I, _____ acknowledge that all information provided is true and correct, and that I agree to meet the Vermont operating conditions specified above.

Signature: _____

Title: _____

Mail completed application to:

Vermont Department of Liquor Control
Education, Licensing & Enforcement Division
13 Green Mountain Drive
Montpelier, Vermont 05602